

IN THE UNITED STATES DISTRICT COURT
FOR THE DISTRICT OF NEBRASKA

UNITED STATES OF AMERICA,)	
)	
Plaintiff,)	4:02CR3020
)	
v.)	
)	
RODRIGO RODRIGUEZ-MENDEZ,)	CERTIFICATE OF APPEALABILITY
)	
Defendant.)	
_____)	

In accordance with the “Memorandum and Order on Defendant’s Motion to Vacate, Set Aside or Correct Sentence Pursuant to 28 U.S.C. § 2255,”

IT IS ORDERED that a certificate of appealability is issued on the question of whether the Supreme Court’s decision in Carachuri-Rosendo applies retroactively to cases on collateral review.

Dated August 29, 2011.

BY THE COURT

s/ Warren K. Urbom
United States Senior District Judge